

Panaji, 5th October, 1989 (Asvina 13, 1911)

SERIES I No. 27

# OFFICIAL GAZETTE

## GOVERNMENT OF GOA

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#### Department of Personnel

#### Notification

1/20/87-PER

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, the Governor of Goa hereby makes the following rules relating to recruitment to the Group 'C', Non-Ministerial, Non-Gazetted post, in the Directorate of Health Services, Government of Goa, namely:—

#### 1. Short title, application and commencement. —

(1) These rules may be called the Government of Goa, Directorate of Health Services, Group 'C', Non-Ministerial, Non-Gazetted post Recruitment Rules, 1989.

(2) *Application:* These rules shall apply to the posts specified in Column 1 of the Schedule to these rules (hereinafter called as the "said Schedule").

(3) They shall come into force from the date of publication in the Official Gazette.

2. **Number, classification and scales of pay.** — The number of posts, classification of the said post and the scale of pay attached thereto shall be as specified in Columns 2 to 4 of the said Schedule:

Provided that the Government may vary the number of posts in Column 2 of the said Schedule from time to time subject to exigencies of work.

3. **Method of recruitment, age limit and other qualifications.** — The method of recruitment to the

said posts, age limit, qualifications and other matters connected therewith shall be as specified in Columns 5 to 13 of the said Schedule.

4. **Disqualification.** — No person who has entered into or contracted a marriage with a person having a spouse living or who, having a spouse living, has entered into or contracted a marriage with any person, shall be eligible for appointment to the service:

Provided that the Government may if satisfied that such marriage is permissible under the personal Law applicable to such person and the other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

5. **Power to relax.** — Where the Government is of the opinion that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writing relax any of the provisions of these rules with respect to any class or category of persons.

6. **Saving.** — Nothing in these rules shall affect reservation, relaxation of age limit and other concessions required to be provided for Scheduled Castes, and other special categories of persons in accordance with the orders issued by the Government from time to time in that regard.

By order and in the name of the Governor of Goa.

Smt. Prabha Chandran, Under Secretary (Personnel).

Panaji, 9th August, 1989.

SCHEDULE

1	2	3	4	5	6	6 (a)	7	8	9	10	11	12	13
Name/designation of post	No. of posts	Classification	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Whether benefit of added years of service admissible under the C.C.S. (Pension) Rules 1972	Educational and other qualifications required for direct recruits	Whether age & educational qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation, if any	Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer, and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/transfer/deputation from which promotion/transfer is to be made	If a D.P.C. exists, what is its composition	Circumstances in which Public Service Commission is to be consulted in making recruitment
Refrigerator Mechanic	1	Group 'C' (Non-Ministerial Non-Gazetted).	Rs. 950-20-1150-EB-25-1500.	Non-Selection	Not exceeding 35 years (Relaxable for Government servants in accordance with the instructions or orders issued by the Government).	No	Essential: 1. I.T.I. Certificate from recognized Institution in the trade of Refrigeration. 2. 1 year experience.  Desirable: Knowledge of Konkani and/or Marathi.	Age: No Qs.: Yes	Two years	By promotion falling which by direct recruitment.	Group 'D' employees from the Department.	Group 'C' D.P.C.	N.A.

Law (Legal and Legislative Affairs) Department

Notification

10-3-88/LA (Part)

The Income-Tax (Amendment) Ordinance, 1989 (Ordinance No. 1 of 1989) which has been promulgated by the President of India and published in the Gazette of India, Extraordinary, Part II, Section 1, dated 24th January, 1989, is hereby published for the general information of the public.

P. V. Kadnekar, Under Secretary (Drafting).

Panaji, 14th February, 1989.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 24th January, 1989/Magha 4, 1910 (Saka)

THE INCOME-TAX (AMENDMENT) ORDINANCE, 1989

No. 1 of 1989

Promulgated by the President in the Thirty-ninth Year of the Republic of India.

An Ordinance further to amend the Income-tax Act, 1961.

Whereas Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

Now, Therefore, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance: —

1. *Short title and commencement.* — (1) This Ordinance may be called the Income-tax (Amendment) Ordinance, 1989.

(2) It shall come into force at once.

2. *Amendment of section 10.* — In section 10 of the Income-tax Act, 1961 (hereinafter referred to as the principal Act), after clause (15), the following clause shall be inserted, namely: —

“(15A) any payment made, by an Indian company engaged in the business of operation of aircraft, to acquire an aircraft on lease from the government of a foreign State or a foreign enterprise under an agreement approved by the Central Government in this behalf.

*Explanation.* — For the purpose of this clause, “foreign enterprise” means a person who is a non-resident;”.

3. *Amendment of section 80G.* — In section 80G of the principal Act, —

(a) in sub-section (1), in clause (i), after the word, brackets, figures and letter "sub-clause (iia)", the words, brackets, figures and letters "or in sub-clause (iiaa)" shall be inserted;

(b) in sub-section (2), in clause (a), after sub-clause (iia), the following sub-clause shall be inserted, namely: —

"(iiaa) the Prime Minister's Armenia Earthquake Relief Fund; or".

R. VENKATARAMAN,  
President.

V. S. RAMA DEVI,  
Secy to the Govt. of India.

#### Notification

10-3-88/LA (Part)

The Terrorist and Disruptive Activities (Prevention) Amendment Act, 1989 (Central Act 16 of 1989) which has been passed by Parliament and assented to by the President of India on 18-5-1989 and published in the Gazette of India, Extraordinary, Part II, Section 1, dated 23-5-1989, is hereby published for the general information of the public.

P. V. Kadnekar, Under Secretary (Drafting).

Panaji, 11th August, 1989.

The Terrorist and Disruptive Activities (Prevention)  
Amendment Act, 1989

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to amend the Terrorist and Disruptive Activities  
(Prevention) Act, 1987.

Be it enacted by Parliament in the Fortieth Year of the Republic of India as follows: —

1. *Short title.* — This Act may be called the Terrorist and Disruptive Activities (Prevention) Amendment Act, 1989.

2. *Amendment of section 1 of Act 28 of 1987.* — In the Terrorist and Disruptive Activities (Prevention) Act, 1987, in sub-section (4) of section 1, for the words "two years", the words "four years" shall be substituted.

#### Notification

10-3-88/LA (Part)

The Central Industrial Security Force (Amendment) Act, 1989 (Central Act 20 of 1989) which has been passed by Parliament and assented to by the President of India on 18-5-1989 and published in the Gazette of India, Extraordinary, Part II, Section 1,

dated 23-5-1989, is hereby published for the general information of the public.

P. V. Kadnekar, Under Secretary (Drafting).

Panaji, 1st September, 1989.

The Central Industrial Security Force (Amendment) Act, 1989

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further to amend the Central Industrial Security Force Act, 1968.

Be it enacted by Parliament in the Fortieth Year of the Republic of India as follows: —

1. *Short title.* — This Act may be called the Central Industrial Security Force (Amendment) Act, 1989.

2. *Amendment of long title.* — In the Central Industrial Security Force Act, 1968 (hereinafter referred to as the principal Act), in the long title, after the words "other industrial undertakings", the words "and the employees of all such industrial undertakings" shall be inserted.

3. *Amendment of section 8.* — In section 8 of the principal Act, in clause (i), for the word "suspend", the word "remove" shall be substituted.

4. *Amendment of section 10.* — In section 10 of the principal Act, for clause (d), the following clauses shall be substituted, namely: —

"(d) to protect and safeguard the employees of the industrial undertakings and installations referred to in clauses (b) and (c);

(e) to do any other act conducive to the better protection and security of the industrial undertakings and installations referred to in clauses (b) and (c) and the employees referred to in clause (d)."

5. *Amendment of section 11.* — In section 11 of the principal Act, in sub-section (1), —

(a) for clause (i), the following clause shall be substituted, namely: —

"(i) any person who voluntarily causes hurt to, or attempts voluntarily to cause hurt to, or wrongfully restrains or attempts wrongfully to restrain or assaults, threatens to assault, or uses, or threatens or attempts to use, criminal force to any employee, referred to in clause (d) of section 10, or to him or any other member of the Force, in discharge of his duty as such employee or in execution of his duty as such member, as the case may be, or with intent to prevent or to deter him from discharging his duty as such member, or in consequence of anything done or attempted to be done by him in the lawful discharge of his duty as such member;"

(b) in clause (iii), the word "imminent" shall be omitted.

## Notification

10-3-88/LA(Part)

The Additional Duties of Excise (Goods of Special Importance) Amendment Act, 1989 (Central Act 18 of 1989) which has been passed by Parliament and assented to by the President of India on 18-5-1989 and published in the Gazette of India, Extraordinary, Part II, Section 1, dated 23-5-1989, is hereby published for the general information of the public.

P. V. Kadnekar, Under Secretary (Drafting).

Panaji, 1st September, 1989.

The Additional Duties of Excise (Goods of Special Importance)  
Amendment Act, 1989

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*further to amend the Additional Duties of Excise  
(Goods of Special Importance) Act, 1957.*

Be it enacted by Parliament in the Fortieth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Additional Duties of Excise (Goods of Special Importance) Amendment Act, 1989.

(2) It shall be deemed to have come into force on the 1st day of April, 1989.

2. *Amendment of long title of Act 58 of 1957.*—In the Additional Duties of Excise (Goods of Special Importance) Act, 1957 (hereinafter referred to as the principal Act), in the long title, for the words, figures and letters “report dated the 30th day of April, 1984”, the words, figures and letters “first report dated the 29th July, 1988” shall be substituted.

3. *Substitution of new Schedule for the Second Schedule.*—In the principal Act, for the Second Schedule, the following Schedule shall be substituted, namely:—

“THE SECOND SCHEDULE

(See section 4)

*Distribution of additional duties*

During the financial year commencing on the 1st day of April, 1989, there shall be paid to each of

the States specified in column (1) of the Table below such percentage of the net proceeds of additional duties levied and collected during the financial year in respect of the goods described in column (3) of the First Schedule, after deducting therefrom a sum equal to 2.023 per cent. of the said proceeds as being attributable to Union territories, as is set out against it in column (2) of the said Table:

Provided that if during the financial year there is levied and collected in any State a tax on the sale or purchase of the goods described in column (3) of the First Schedule, or one or more of them by or under any law of that State, no sums shall be payable to that State under this paragraph in respect of the financial year, unless the Central Government by special order otherwise directs.

TABLE

State	Percentage
(1)	(2)
Andhra Pradesh	7.933
Arunachal Pradesh	0.100
Assam	2.711
Bihar	8.519
Goa	0.230
Gujarat	6.094
Haryana	2.358
Himachal Pradesh	0.652
Jammu and Kashmir	0.916
Karnataka	5.581
Kerala	3.834
Madhya Pradesh	7.070
Maharashtra	11.763
Manipur	0.192
Meghalaya	0.179
Mizoram	0.061
Nagaland	0.127
Orissa	3.680
Punjab	3.478
Rajasthan	4.636
Sikkim	0.048
Tamil Nadu	7.120
Tripura	0.279
Uttar Pradesh	14.109
West Bengal	8.330.